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EXTRAORDINARY

PART II—Section 1

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MINISTRY OF LAW

New Delhi, the 4th January 1954

The following Acts of Parliament received the assent of the President on the 2nd January, 1954 and are hereby published for general information:—

THE CANTONMENTS (AMENDMENT) ACT, 1953

No. 2 OF 1954

[2nd January, 1954]

An Act further to amend the Cantonments Act, 1924.

Be it enacted by Parliament as follows:—

1. Short title.—This Act may be called the Cantonments (Amendment) Act, 1953.

2. Amendment of section 2, Act II of 1924.—In section 2 of the Cantonments Act, 1924 (hereinafter referred to as the principal Act),—

(a) after clause (ii), the following clause shall be inserted, namely:—

“(ii) “boundary wall” means a wall which abuts on a street and which does not exceed eight feet in height;”;

(b) in clause (iv), for the brackets and words “(other than a boundary wall not exceeding eight feet in height and not abutting on a street)” the brackets and words “(other than a boundary wall)” shall be substituted.

3. Omission of section 2A, Act II of 1924.—Section 2A of the principal Act shall be omitted.

4. Amendment of section 4, Act II of 1924.—In sub-section (1) of section 4 of the principal Act,—

(a) after the words “The Central Government may” the words “after consulting the State Government and the Board concerned” shall be inserted; and

(b) for the words “a cantonment” wherever they occur, the words “the cantonment” shall be substituted.

5. Amendment of section 12, Act II of 1924.—In the proviso to sub-section (1) of section 12 of the principal Act, for the words “Provided that” the following shall be substituted, namely:—

“Provided that where a member of the Military Lands and Cantonments Service is not readily available for such appointment, a Military Officer may be appointed as the Executive Officer for a period not exceeding three months:

Provided further that”

6. Amendment of section 26, Act II of 1924.—In sub-section (3) of section 26 of the principal Act,—

(a) the words “or the inhabitants into classes,” shall be omitted; and

(b) the words “or class, as the case may be” shall be omitted.

7. Amendment of section 28, Act II of 1924.—In sub-section (8) of section 28 of the principal Act, after clause (dd), the following clause shall be inserted, namely:—

“(ddd) is a member of any other local authority; or”.

8. Omission of section 30, Act II of 1924.—Section 30 of the principal Act shall be omitted.

9. Amendment of section 31, Act II of 1924.—In section 31 of the principal Act,—

(i) in clause (a), the words “or of the inhabitants of a cantonment into classes, or both” shall be omitted;

(ii) in clause (b), the words “or class of persons” shall be omitted.

10. Amendment of section 34, Act II of 1924.—To clause (b) of sub-section (1) of section 34 of the principal Act, the following *Explanation* shall be added, namely:—

“*Explanation.*—In computing the aforesaid period of three consecutive months, no account shall be taken of any period of absence with the leave of the Board.”

11. Amendment of section 43A, Act II of 1924.—In sub-section (1) of section 43A of the principal Act, for the words “bazar areas” the words “civil areas” shall be substituted.

12. Amendment of section 73, Act II of 1924.—In sub-section (3) of section 73 of the principal Act, for the words “as the Executive Officer may direct,” the words “as may be determined by rules made under section 280,” shall be substituted.

13. Amendment of section 103, Act II of 1924.—For sub-section (2) of section 103 of the principal Act, the following sub-section shall be substituted, namely:—

“(2) If any person, when called upon under sub-section (1) to furnish information, neglects to furnish it within the period specified in this behalf by the Executive Officer or furnishes information which is not true to the best of his knowledge or belief, he shall be punishable with fine which may extend to one hundred rupees and shall also be liable to be assessed at such amount on account of tax as the Board may deem proper, and the assessment so made shall, subject to the provisions of this Act, be final.”

14. Amendment of section 113, Act II of 1924.—In clause (b) of sub-section (1) of section 113 of the principal Act, for the words “one hundred rupees” the words “two hundred rupees” shall be substituted.

15. Amendment of section 114, Act II of 1924.—In sub-section (1) of section 114 of the principal Act,—

(a) for the words “fifty rupees” the words “one hundred rupees” shall be substituted ;

(b) in the proviso, for the words “two hundred rupees” the words “five hundred rupees”, shall be substituted.

16. Amendment of section 118, Act II of 1924.—In sub-section (4) of section 118 of the principal Act,—

(a) after the word “picketed” the words “or straying” shall be inserted; and

(b) the words “as if the animal had been found straying” shall be omitted.

17. Amendment of section 185, Act II of 1924.—In sub-section (1) of section 185 of the principal Act, for the words “six months” the words “twelve months” shall be substituted.

18. Substitution of new section for section 200, Act II of 1924.—For section 200 of the principal Act, the following section shall be substituted, namely :—

“200. *Power to transfer by public auction, etc.*—The Board may transfer by public auction, for any period not exceeding three years at a time, the right to occupy or use any stall, shop, standing, shed or pen in a public market, or public slaughter house, or the right to expose goods for sale in a public market or the right to weigh or measure goods sold therein, or the right to slaughter animals in any public slaughter house:

Provided that where the Board is of opinion that such transfer of the aforesaid rights by public auction is not considered desirable or expedient, it may, with the previous sanction of the General Officer Commanding-in-Chief of the Command,—

(a) either levy such stallages, rents or fees as it thinks fit ; or

- (b) farm the stallages, rents and fees leviable under clause
(a) for any period not exceeding one year at a time."

19. Amendment of section 210, Act II of 1924.—To sub-section (2) of section 210 of the principal Act, the words "or that the premises in which the business is intended to be established or maintained are unsuitable for the purpose" shall be added.

20. Amendment of section 235, Act II of 1924.—In section 235 of the principal Act,—

- (a) after the words "Officer Commanding the station", wherever they occur, the words "or the Board" shall be inserted;
- (b) after the words "before him" the words "or the Board, as the case may be" shall be inserted;
- (c) for the words "he may" the words "the Officer Commanding the station or, as the case may be, the Board may" shall be substituted.

21. Amendment of section 237, Act II of 1924.—In section 237 of the principal Act,—

- (a) after the words "Officer Commanding the station", wherever they occur, the words "or the Board" shall be inserted;
- (b) for the words "as he thinks necessary" the words "as he or it thinks necessary" shall be substituted;
- (c) for the words "he may" the words "he or, as the case may be, the Board may" shall be substituted.

22. Amendment of section 259, Act II of 1924.—In section 259 of the principal Act,—

- (a) in sub-section (1),—

(i) for the words "arrears of any tax and any other money recoverable by a Board under this Act," the words "arrears of any tax, rent on land and buildings and any other money recoverable by a Board or a Military Estates Officer under this Act or the rules made thereunder" shall be substituted;

(ii) for the words "tax or money" the words "tax, rent or money" shall be substituted;

(iii) for the words "growing crops or grass", the words "or growing crops" shall be substituted;

(iv) in the proviso, after the words "tools of artisans" the words "growing crops up to the value of five hundred rupees and implements and cattle used for the purposes of agriculture" shall be inserted;

(b) in sub-section (2), after the words "by the Executive Officer" the words "or the Military Estates Officer" shall be inserted.

23. Amendment of section 280, Act II of 1924.—In sub-section (2) of section 280 of the principal Act, after clause (k), the following clauses shall be inserted, namely:—

“(l) the grant of leave to the members of the Board;

(m) the form of notices required to be sent under this Act and the manner of their service.”

24. Amendment of section 286A, Act II of 1924.—Section 286A of the principal Act shall be re-numbered as sub-section (1) of that section and after sub-section (1) as so re-numbered, the following sub-section shall be inserted, namely:—

“(2) The Board may, by a resolution passed in this behalf, delegate to the President, Vice-President, Executive Officer or Health Officer, subject to such conditions, if any, as may be specified in the resolution, all or any of its functions under sub-section (3) of section 82, sub-section (3) or clause (b) of sub-section (5) of section 119, section 131, sub-section (2) of section 132, section 143, section 161, section 163, section 164, section 168, section 169, section 189, section 190, section 191, section 194, section 195, section 196 or section 197.”

THE ANCIENT AND HISTORICAL MONUMENTS AND ARCHÆOLOGICAL SITES AND REMAINS (DECLARATION OF NATIONAL IMPORTANCE) AMENDMENT ACT, 1953

No. 3 OF 1954

[2nd January, 1954]

An Act to amend the Ancient and Historical Monuments and Archaeological Sites and Remains (Declaration of National Importance) Act, 1951.

BE it enacted by Parliament as follows:—

1. Short title.—This Act may be called the Ancient and Historical Monuments and Archæological Sites and Remains (Declaration of National Importance) Amendment Act, 1953.

2. Amendment of Schedule, Act LXXX of 1951.—In the schedule to the Ancient and Historical Monuments and Archæological Sites and Remains (Declaration of National Importance) Act, 1951,—

(1) below the words, figure and brackets ‘(See section 2)’ the following *Explanatory Note* shall be inserted, namely:—

“*Explanatory Note.*—The entries in this Schedule are intended only to identify the ancient and historical monuments and archæological sites and remains referred to or specified therein and any clerical mistakes, patent errors or errors arising from any accidental slip or omission in the description of any such ancient and historical monuments

or archæological sites and remains may at any time be corrected by the Central Government by notification in the Official Gazette.”;

(2) in Part I,—

(a) in item 1, the following shall be added at the end, namely:—

“except the following:—

Serial No.	Name of monument	Locality
ASSAM STATE		
<i>District Sadiya Frontier Tract.</i>		
1.	The stone boundary pillar of the Ahom period	Sadiya.
BIHAR STATE		
<i>District Shahabad</i>		
1.	Arrah House	Arrah.
BOMBAY STATE		
<i>District Bijapur</i>		
1.	Inscriptions	Almel.
2.	Do.	Indi.
3.	Do.	Tambe.
4.	Do.	Salotgi.
<i>District East Khandesh</i>		
5.	Old Fort	Yawal.
<i>District Mehsana</i>		
6.	Old Vav or stepped well	Modhira.
7.	Sun Temple	Kheralu.
<i>District Poona</i>		
8.	Narayaneshwar Mahadeo Temple.	Purandhar.”
(b) in item II,—		
(i) for the words and letter ‘Part B States’ the words and letters ‘Part A States and Part B States’ shall be substituted;		
(ii) in the Table appended to that item,—		
(a) the following shall be inserted before the heading ‘Hyderabad State’:—		
“PART A STATES		
ANDHRA STATE		
<i>District Kurnool</i>		
1.	Umamahesvaraswami Temple	Yaganti.
2.	Old Cave Temple	Yaganti.
3.	Nandavaram Temple including the Sculpture of Subrahmanya	Nandavaram.

Serial No.	Name of monument	Locality
BIHAR STATE		
<i>District Bhagalpur</i>		
1.	Patalpuri cave and land adjoining Bateshwar cave on the Patharghata Hill	Madhorampur.
<i>District Muzaffarpur</i>		
2.	Juma Mosque	Hajipur.
BOMBAY STATE		
<i>District Baroda</i>		
1.	Gateway or Torana	Karvan.
<i>District Kaira</i>		
2.	Jami Masjid	Cambay.
<i>District Kolaba</i>		
3.	Buddhist cave	Gomashl.
4.	Janjira Fort	Rajpuri.
5.	Kasa Fort	Murud.
6.	Khadsamla caves	Nenavali.
7.	Thanala caves	Nadsur.
8.	Tombs at Khokari Najik Ghumaj (Khokari Ghumaj)	Rajpuri.
<i>District Kolhapur</i>		
9.	Buddhist caves	Pohala.
10.	Kopeswar temple	Khidrapur.
11.	Panhala Fort	Panhala.
	(a) Ambarkhana.	
	(b) Andra Vav.	
	(c) Dharma Kothi.	
	(d) Naikinicha Sajja.	
	(e) Teen Darwaja.	
	(f) Wagh Darwaja.	
	(g) Tatbandi together with bastions.	
<i>District Mehsana</i>		
12.	Jama Masjid	Sidhpur.
<i>District North Satara</i>		
13.	Jhabareshwar Mahadeo Temple	Phaltan.

Serial No.	Name of monument	Locality
MADHYA PRADESH STATE		
<i>District Bastar</i>		
1.	Ancient sculptures in Danteswari temple	Barsur.
2.	Ardhanariswara image	Bhairam. Deo Gudl.
3.	Chandraditya temple.	Barsur.
4.	Danteswari Devi temple	Dantewada.
5.	Ganesh Statues.	Barsur.
6.	Kamma Memorial or urasagatta post	Dhilmili.
7.	Karli Mahadeo temple	Sampur.
8.	Mahadeo temple	Bastar.
9.	Mamabhanjaka temple	Barsur.
10.	Narayan temple	Narainpal.
<i>District Jabalpur</i>		
11.	Tapsimath	Bilhari.
MADRAS STATE		
<i>District Chingleput</i>		
1.	Iravateswara temple	Big Kancheepuram.
<i>District Tanjore</i>		
2.	Airavateswarar temple	Chattram Darasuram.
<i>District Tiruchirappalli</i>		
3.	Prehistoric dolmens	Peyal.
ORISSA STATE		
<i>District Cuttack</i>		
1.	Churungarh Fort locally known as Sarangarh, excluding the area acquired by the State Government	Dadhapatna.
<i>District Mayurbhanj</i>		
2.	Khichingeswari temple	Khiching.
<i>District Puri</i>		
3.	Chausath Yogini temple locally known as Mahamaya temple	Hirapur.
4.	Churungarh Fort, excluding the area acquired by the State Government	Churanga. Bhalunka. Krishnanagar.
WEST BENGAL STATE		
<i>District Birbhum</i>		
1.	Navaratna temple	Brahmanidhi".

(b) after the entries as aforesaid and before the heading 'Hyderabad State', the heading 'PART B STATES' shall be inserted.

(c) in the entries under the heading 'Hyderabad State' and under the sub-heading 'District Raichur' the following entries shall be added at the end, namely:—

'19A. Rock edicts of Asoka on two hillocks, known as Gavimath and Palkigundu.	Kopba
19B. Rock edicts of Asoka	Maski'.

(d) in the entries under the heading 'Madhya Bharat State',—

(i) entry 33 shall be omitted;

(ii) for the sub-heading 'District Gwalior' after the entries under the sub-heading 'District Dhar' the sub-heading 'District Gird' shall be substituted;

(iii) after entry 97, under the sub-heading 'District Gird' as so amended, the following entries shall be inserted, namely:—

"97A. The following ancient and historical monuments in the Gwalior Fort—

(i) Badal Mahal or Hindola Gate	Gwalior.
(ii) Chaturbhuj temple	Do.
(iii) Ganesha Gate	Do.
(iv) Gwalior or Alamgiri Gate	Do.
(v) Lakshman Gate	Do.
(vi) Mansingh's Palace	Do.
(vii) Rock-cut Jain colossi	Do.
(viii) Sas Bahu temples	Do.
(ix) Teli Ka Mandir	Do.
(x) Urwahli Gate	Do.

97B. Tomb of Abul Fazl.....Antri."

(iv) the sub-heading 'District Gwalior' after entry 104 and the entries under that sub-heading shall be omitted;

(e) in the entries under the heading 'Mysore State' and after the entries under the sub-heading 'District Bangalore' and before the entries under 'District Chitaldrug' the following sub-heading and entry shall be inserted, namely:—

District Bellary

8A. Parvati and Kartikya temples	Kumaraswami betta, Sandur.'
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(f) in the entries under the heading 'Rajasthan State'—

(i) for entry 36, the following entry shall be substituted, namely:—

"36. Baoris old locally known as Hadi Rani Ka Kund.....Todaraisingh";

(ii) for entry 39, the following entry shall be substituted, namely:—

“39. Laxmi Narainji's temple locally known as Gopinathji's temple.....Todaraisingh”;

(g) in the entries under the heading ‘Saurashtra State’,—

(i) after entry 4, the following entry shall be inserted, namely:—

“4A. Darbargadh.....Sihor.”;

(ii) entries 8, 10, 12, 14, 17, 20, 22, 23 and 24 shall be omitted;

(iii) after existing entry 15, the following entry shall be inserted, namely:—

‘15A. Old Parsvanath Temple Miyani.’

(3) in Part II,—

(a) in item II, for the words and letter ‘Part B States, the words and letters ‘Part A States and Part B States’ shall be substituted;

(b) in the Table appended to the aforesaid item before the heading ‘Hyderabad State’, the following shall be inserted, namely:—

“PART A STATES

BIHAR STATE

District Bhagalpur

- | | |
|---|------------------------------------|
| 1. Ancient site of Vikramasilla Monastery | Antichak, Madhoram-
pur, Oriup. |
|---|------------------------------------|

BOMBAY STATE

District Ahmednagar

- | | |
|-------------------------------|--------|
| 1. Jarasangh Nagari | Jorve. |
|-------------------------------|--------|

District Amreli

- | | |
|---|------------|
| 2. Ancient site known as Gohilwad Timbo | Amreli. |
| 3. Ancient site | Venivadar. |

District Baroda

- | | |
|---------------------------|---------|
| 4. Ancient site | Karvan. |
|---------------------------|---------|

District Kolhapur

- | | |
|--|-----------|
| 5. Ancient site at Brahmapuri. | Kolhapur. |
|--|-----------|

MADHYA PRADESH STATE

District Bastar

- | | |
|--|---------------|
| 1. Brick mound | Gadh Dhanora. |
| 2. Megalithic site containing Uraskals | Gammewada. |

District Jabalpur

- | | |
|---|--------|
| 3. Ancient site known as Karnabel | Tewar. |
|---|--------|

District Sagar

4. Ancient site Eran and Pahlejpur.

ORISSA STATE

District Mayurbhanj

1. Prehistoric sites Baldyapur.
 2. Do. Kuchal.
 3. Do. Kullana.
 4. Ruins of ancient fort Haripur.

PUNJAB STATE

District Ambala

1. Mound near College compound Rupar.

District Jullundur

2. Theh Gatti (Mound). Nagar.

WEST BENGAL STATE

District Cooch-Bihar

1. Rajpat site Khalisa Gosanmari.
 2. Taksal site Do. "

(c) after the entries as aforesaid and before the heading 'Hyderabad State' the heading 'PART B STATES' shall be inserted;

(d) in the entries under the heading 'Saurashtra State' for entry 1, the following entry shall be substituted, namely:—

- "1. Ancient mound. 1½ miles from the Brahma Kund at Sihor."

K. V. K. SUNDARAM,
Secy. to the Govt. of India.

